

AMENDED

ASSIGNED

Nº 55868

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office..... FEB 2 1 1991
 Returned to applicant for correction..... APR 1 8 1991
 Corrected application filed..... APR 3 0 1991
 Map filed..... JUL 1 4 1991 under 49977

The applicant Lands of Sierra, Inc.
50 West Liberty, Suite 720, of Reno,
Street and No. or P.O. Box No. City or Town
Nevada 89501, hereby make Application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a
 copartnership or association, give names of members.) incorporated in Nevada, May 12, 1964

1. The source of the proposed appropriation is Underground
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is 6.0 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet.....
3. The water to be used for Industrial Purposes
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated.....
 - (b) Stockwater, state number and kinds of animals to be watered.....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point SW 1/4 NE 1/4 Section 10, T.41N.,
Describe as being within a 40-acre subdivision of public
R.65E., MDM, at a point from which the N 1/4 Corner of said Section 10
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
bears N 5°26' W a distance of 1330.00 feet. Use map filed under
Application 49977 for the proposed point of diversion
6. Place of use Sections 16, 17, 18, 19, 20, 21, 28, 29, 30 all within
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
T40N R66E MDM. Use Map filed under application 54749 for proposed
place of use.
7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.) a drilled and cased well equipped
State manner in which water is to be diverted, i.e. diversion structure, ditches and
with pump, motor and pipeline to place of use.
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$150,000.00

10. Estimated time required to construct works 5 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use 10 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Total combined duty of this application, Permit 53861, Applications 41625 thru 41634, 54749 thru 54756, 55859 thru 55868 is not to exceed 100,000 acre-feet annually. It is not the intent of the applicant to co-mingle any application or permits for agriculture use with this application. Copies of all notices and correspondence to Chilton

Engineering 421 Court Street Elko, Nevada 89801.

s/Michael D. Buschelman
 By Michael D. Buschelman
 5405 Mae Anne Avenue
 Reno, Nevada 89801

Compared cc/jjs

Protested 8/23/91 by: U.S.D.I. Bureau of Land Management:

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~ the same, subject to the following limitations and conditions:

Applications 41626, 41633, 41634, 55865, 55866, 55867 and 55868 are hereby DENIED on the grounds that to approve said applications would threaten to prove detrimental to the public interest and that the assignee of the applications acquired the applications for the purpose of speculation. No ruling is made as to the merits of the protest of the U.S.D.I., Bureau of Land Management.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed _____ cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before _____

Proof of completion of work shall be filed on or before _____

Application of water to beneficial use shall be made on or before _____

Proof of the application of water to beneficial use shall be filed on or before _____

Map in support of proof of beneficial use shall be filed on or before _____

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this 17th day of December,

A.D. 19 93

[Signature]
 State Engineer